

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**September 16, 1997**

DIVISION ONE

B107839      Quackenbush, etc.      (Not for Publication)  
v.  
Allstate Insurance Co.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment.)

[illegible]

Filed order modifying opinion. (No change in the judgment.)

DIVISION TWO

B106095      People  
v.  
Raul Carrillo

Filed order modifying opinion and denying rehearing. (Change in the judgment.)

B109219      People                                  (Not for Publication)  
v.  
Christopher Mines

### The Court:

The judgment is affirmed.

Boren, P.J., Fukuto, J., Nott, J.

September 16, 1997-Continued

## DIVISION TWO (Continued)

B112006      Lena M. et al.      (Not for Publication)  
v.  
Superior Court, Los Angeles County  
Los Angeles County Dept. of Children & Family Services, rpi

Because the record here contains substantial evidence to support the juvenile court's decision to order a hearing under section 366.26, the petitions for writ of mandate are denied, and the order to show cause is dismissed.

Fukuto, Acting P.J.

We concur: Nott, J.  
Zebrowski, J.

B106034      In re Keleigh J.      (Not for Publication)  
 Los Angeles County Dept. of Children & Family Services  
 v.  
 Rand J. & Heather D.

The orders under review are affirmed.

Fukuto, J.

We concur:   Boren, P.J.  
                      Nott, J.

DIVISION THREE

B099981      Gabor Koltai & Grace Sun Koltai      (Not for Publication)  
v.  
American Savings Bank

The order appealed from is affirmed. Costs on appeal to defendant. Additionally, sanctions in the amount of \$15,000 are assessed against plaintiffs and their attorney, Charles J. Kelemen, jointly and severally, for filing and prosecuting a frivolous appeal. These sanctions are additional to the appellate costs payable by plaintiffs to defendant.

Croskey, J.

We concur: Klein, P.J.  
Dunn, J. (Assigned)

B108530      Lawrence J. Marshall, Jr., etc. et al.      (Certified for Partial Publication)  
v.  
Southern California Gas Company, et al.

The judgment in favor of the Gas Company is reversed. The judgment in favor of TELACU is affirmed. The matter is remanded for further proceedings consistent with the views expressed herein. Plaintiffs shall recover their costs on appeal from the Gas Company. TELACU shall recover its costs on appeal from plaintiffs.

Croskey, J.

We concur: Klein, P.J.  
Aldrich, J.

B108989      People      (Not for Publication)  
v.  
Gholar

The Court:

The judgment is affirmed.

Klein, P.J., Croskey, J., Aldrich, J.

September 16, 1997-Continued

### DIVISION THREE (Continued)

[illegible]

The Court:

The judgment is affirmed.

Klein, P.J., Croskey, J., Aldrich, J.

B108689 People (Not for Publication)  
v.  
Wadsworth

The Court:

The judgment (order revoking probation) is affirmed.

Klein, P.J., Croskey, J., Aldrich, J.

DIVISION FOUR

B103954 People (Not for Publication)  
v.  
Villanueva

The Court:

For the foregoing reasons, the judgment is affirmed.

Vogel (C.S.), P.J., Hastings, J., Baron, J.

## September 16, 1997-Continued

## DIVISION FOUR (Continued)

B107273 People (Not for Publication)  
v.  
Baskin

The Court:

For the foregoing reasons, the judgment is affirmed.

Epstein, Acting P.J., Hastings, J., Baron, J.

B109735 People (Not for Publication)  
v.  
Merle D.

The Court:

For the foregoing reasons, the matter is remanded for a declaration of whether appellant's offense was a felony or a misdemeanor. In all other respects, the judgment is affirmed.

Vogel (C.S.), P.J., Epstein, J., Hastings, J.

## DIVISION FIVE

B103898      Maureen Thatcher      (Not for Publication)  
v.  
Fred Turrill, et al.

The judgment is reversed and the matter is remanded for further proceedings on appellant Maureen Thatcher's cause of action for conversion. Each side to bear its own costs on appeal.

Godoy Perez, J.

We concur: Grignon, Acting P.J.  
Armstrong, J.

## September 16, 1997-Continued

## DIVISION FIVE (Continued)

B102353 People (Not for Publication)  
v.  
Raymond Lauderdale and Alejandro Ramos

The judgments are affirmed.

Godoy Perez, J.

We concur:   Turner, P.J.  
                      Armstrong, J.

B106600      Richard Avila      (Certified for Publication)  
v.  
William Chua et al.

We reversed the order denying appellant’s application for relief pursuant to Code of Civil Procedure section 473 and the orders granting summary judgment to respondents, and remand the action to the trial court for decision of the motions for summary judgment and for other proceedings consistent with this opinion. Each party to bear its own costs on appeal.

Armstrong, J.

We concur: Grignon, Acting P.J.  
Godoy Perez, J.

## DIVISION SIX

Civil San Luis Obispo County DPSS (Not For Publication)  
No. vs.  
B108575 Howard Y.

The judgment is affirmed.

Yegan, J.

We concur:     Stone, P.J.  
                             Gilbert, J.

September 16, 1997-Continued

DIVISION SEVEN

B103481      People                          (Not for Publication)  
v.  
Brim

The judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.  
Neal, J.

B104470      People                    (Not for Publication)  
v.  
Martinez

The judgment is affirmed.

Woods, J.

We concur: Lillie, P.J.  
Neal, J.